

**ST. MARY'S COUNTY  
BOARD OF COUNTY COMMISSIONERS' MEETING  
Tuesday, November 1, 2011**

**Present:** Commissioner President Francis Jack Russell  
Commissioner Lawrence D. Jarboe  
Commissioner Cynthia L. Jones  
Commissioner Daniel L. Morris  
Commissioner Todd B. Morgan  
John Savich, County Administrator  
Sharon Ferris (Recorder)

**CALL TO ORDER**

Commissioner President Russell called the business meeting to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

**APPROVAL OF MINUTES**

**Commissioner Jones moved, seconded by Commissioner Jarboe, to adopt the minutes of October 25, 2011, as presented. Motion carried 5-0.**

**COUNTY ADMINISTRATOR**

1. Draft Agenda for November 8 and 15, 2011.
2. **Department of Land Use and Growth Management** (*Phil Shire, Acting Director*)

**Commissioner Jarboe moved, seconded by Commissioner Morris, to approve and authorize Commissioner President Russell to execute the budget amendment closing out the Certified Local Government Roads FY2012 Grant, Project #US1249, because the Department will not be receiving the grant award in FY2012 due to no current projects. Motion carried 5-0.**

**COMMISSIONER'S TIME**

The Commissioners highlighted events attended over the past week.

**JOINT BOCC/ST. MARY'S COUNTY METROPOLITAN COMMISSION (METCOM)  
MEETING AT THE METCOM OFFICES, 23121 CAMDEN WAY, CALIFORNIA, MD**

Present from MetCom:

Ms. Jacki Meiser, Director, MetCom  
Commissioner Joe St. Clair, Chair (7)  
Commissioner Paul Colonna (4&5)  
Commissioner Brenda Handon (2&9)  
Commissioner Chuck Lancaster (1)  
Commissioner Charles Owen (6)  
Commissioner Tom Tudor (3)  
Commissioner Kathleen Werner, (ED8)

Additional County Staff Present:

Mr. John Savich, County Administrator  
Ms. Jeannett Cudmore, Deputy Director, Dept. of Finance  
Mr. Phil Shire, Acting Director, Dept. of Land Use and Growth Management  
Mr. Dave Chapman, Planner, Dept. of Land Use and Growth Management  
Mr. George Sparling, County Attorney

ENR Upgrade. Ms. Meiser reported that the design phase of the Marlay-Taylor Water Reclamation Facility upgrade is 65% complete with construction expected to commence in the summer of 2012 and completion targeted for the summer of 2014. BioMag Technology uses magnetite (a by product of coal mining), which enhances the performance of biological treatment systems by ensuring rapid settling rates. This upgrade will improve on technology but not expand the capacity of the facility.

EDU Reconciliation Process. Mr. Chapman reported that during the 2007-2008 timeframe tracking sewer allocations and plant capacity at the Marlay-Taylor Facility was inconsistent because there seemed to be ample capacity to accommodate years of development. During the summer of 2010 the County and MetCom determined a need to develop a tracking system to reconcile the number of allocations to prevent over-allocation in the future. The current trend is that allocations are decreasing and EDUs that are not being used are being pulled back.

Definition of Service Areas. The Comprehensive Land Use Plan, the Comprehensive Water and Sewer Plan and County Code Section 113-10 all refer to the fact that the Commission may provide a water or sewer connection for any property abutting a newly constructed water or sewer line if they are within the "service area." Ms. Meiser said the fact that "service area" is not formally defined has been the topic of much debate, controversy and ambiguity over the years. Over the past 30 years, different interpretations have been made to support the requirement that a property be connected to a new line or to support the non-connection of a property. How this term is defined will impact the planning and development of St. Mary's County. MetCom will support, implement and enforce any reasonable definition of "service area" that the Board of County Commissioners adopts, but it is the County that has authority to make the changes to County Code, Comprehensive Water and Sewer Plan and the Comprehensive Plan. It was the consensus of both Boards that "service area" must be defined.

Legislative Initiatives. MetCom is recommending two new legislative proposals: (1) Remove the requirement that MetCom's borrowing shall in all cases be secured by the full faith and credit of the County and (2) Amendment to Chapter 113-29 to reconcile conflicting provisions establishing the commencement of a property owner's responsibility for system improvement charges.

Capital Budget Process. Ms. Cudmore provided participants the schedule for MetCom to input their Capital Budget and Plan for the FY2013 Budget. Two weeks prior to MetCom's presentation to the BOCC (April 10, 2012) a binder with the Capital Plan for FY2013 must be submitted to Finance along with proposed water and sewer projections.

**PUBLIC HEARING: PROPOSED REALIGNMENT OF MORGAN ROAD (COUNTY ROUTE 30173), AND PRESTON COURT – A PROPOSED PUBLIC ROAD SERVING PROPOSED BROYHILL SUBDIVISION**

Present: George Erichsen, Director, Dept. Public Works and Transportation  
Jonathan Blasco, PE, Mehaffey and Associates  
John Keen, Developer

Commissioner Russell opened the Public Hearing at 5:35 and announced that prior to opening the Public Hearing it was called to his attention that Notice of Public Hearing was not properly posted in three areas in the 6<sup>th</sup> Election District 30 days in advance; therefore, a new hearing must be rescheduled and the project re-posted.

Commissioner Russell apologized for the inconvenience to those attending and closed the Hearing at 5:40.

**PUBLIC FORUM**

Commissioner Russell opened the Public Forum at 6:30.

Public Comments. *(Comments as noted below are intended as highlights of testimony given and are not verbatim.)*

**Kimberly Johnson, 40335 Beach Dr., Mechanicsville, MD**

- Advocating for a better Mental Health System in St. Mary's County
- There are many resident in St. Mary's County who need help
- Need a Mental Health Department
- Calvert and Charles Counties have a good mental health program, why not St. Mary's
- Services not available to bring my daughter back to this County
- Therapists and programs keep mental health going
- Volunteered to help in any way to get mental health program in St. Mary's County

**Marty Barley, 23741 Kingston Creek Rd., California, MD 20619**

- Mission of Mercy (MOM) is a free adult dental clinic provided by volunteer dental professionals and volunteer staff of several hundred people.
- MOM provides free dental services to those without dental benefits, lost job, under insured and Veterans
- Bringing MOM to Southern Maryland June 22-23, 2012 (Chopticon High School)
- Expect to treat approximately 800 adults 19 years of age or older
- Concert featuring the Platters on Saturday, December 10<sup>th</sup> at Leonardtown High School to raise money to offset costs of supplies.
- For more information: [smmom.netau.net](http://smmom.netau.net)

**Peg Johnson, 42506 Henry Rd., Hollywood, MD 20636**

- STEM Science Teacher
- Concerned about Educational funding
- Race to the Top is a Federal Program
- New core curriculum requires new material and most testing – cost going up
- Asked Commissioners to provide funding needed for schools not just basic
- We want to grow advanced learners in St. Mary's County
- As you start the budget cycle think of what value you place on excellence of education

**David Triantos, 42371 Riverwinds Dr., Leonardtown, MD 20650**

- Encouraged people to watch Public Television
- Provided Commissioners with a DVD containing Tom Wisner presentation in October 1999

**ADJOURNMENT**

Commissioner Russell closed the Public Forum and adjourned the Board of County Commissioners meeting at approximately 7:00 pm.

Minutes Approved by the Board of County Commissioners on \_\_\_\_\_

\_\_\_\_\_  
Sharon Ferris, Senior Administrative Coordinator (Recorder)